

# Section 351

## **SEC. 351 ANNUAL SUBMISSION OF INFORMATION REGARDING INFORMATION TECHNOLOGY CAPITAL ASSETS.**

### **(a) REQUIREMENT TO SUBMIT INFORMATION-**

Not later than 30 days after the date on which the President submits the budget for a fiscal year to Congress pursuant to section 1105 of title 31, United States Code, the Secretary of Defense shall submit to Congress information on the following information technology capital assets, including information technology capital assets that are a national security system, of the Department of Defense:

(1) Information technology capital assets not covered by paragraph (2) that have an estimated total cost for the fiscal year for which the budget is submitted in excess of \$10,000,000.

(2) Information technology capital assets that have an estimated total cost for the fiscal year for which the budget is submitted in excess of \$30,000,000 and an estimated total life cycle cost (as computed in fiscal year 2003 constant dollars) in excess of \$120,000,000.

### **(b) REQUIRED INFORMATION FOR LOW-THRESHOLD ASSETS-**

With respect to each information technology capital asset described in subsection (a)(1), the Secretary of Defense shall include the following information:

(1) The name of the information technology capital asset.

(2) The function of the asset.

(3) The total cost of the asset for the fiscal year for which the budget is submitted, the current fiscal year, and the preceding fiscal year.

### **(c) REQUIRED INFORMATION FOR HIGH-THRESHOLD ASSETS-**

With respect to each information technology capital asset described in subsection (a)(2), the Secretary of Defense shall include the following information:

(1) The name and identifying acronym of the information technology capital asset.

- (2) The date of initiation of the asset.
- (3) A summary of performance measurements and metrics.
- (4) The total amount of funds, by appropriation account, appropriated and obligated for prior fiscal years, with a specific breakout of such information for the two preceding fiscal years.
- (5) The funds, by appropriation account, requested for the next fiscal year.
- (6) The name of each prime contractor and the work to be performed.
- (7) Program management and management oversight information.
- (8) The original baseline cost and most current baseline information.
- (9) Information regarding compliance with the provisions of law enacted or amended by the Government Performance Results Act of 1993 (Public Law 103-62; 107 Stat. 285) and the Clinger-Cohen Act of 1996 (divisions D and E of Public Law 104-106; 110 Stat. 642).

**(d) TOTAL COST DETERMINATIONS-**

In estimating the total cost for a fiscal year or total life cycle cost of an information technology capital asset, the Secretary of Defense shall consider research and development costs, procurement costs, and operation and maintenance costs related to the information technology capital asset.

**(e) DEFINITIONS-** In this section:

- (1) The term 'information technology' has the meaning given that term in section 11101 of title 40, United States Code
- (2) The term 'capital asset' has the meaning given that term in Office of Management and Budget Circular A-11.
- (3) The term 'national security system' has the meaning given that term in section 11103 of title 40, United States Code.